

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Service - Commercial Taxes Department - Allegation of acquisition of assets disproportionate to known source of income against Sri Y.Raja Rao, Deputy Commercial Tax Officer, (Retd.,) - C.C.No.17/2002 before the Court of Special Court for ACB cases, Visakhapatnam - Acquitted - Criminal Appeal filed - Sanction of pension and pensionary benefits without prejudice to criminal appeal - Orders - Issued.

(REVENUE (VIGILANCE - I) DEPARTMENT

G.O.Rt.No. 658

Dated :31-05-2014
Read the following :-

- 1.From DG., ACB., Hyd Lr.No.133/RC(A)-WVP/97-S, dated 05-5-2001 .
- 2.G.O.Rt.No.912, Revenue (Vigilance - I) Dept., dated 17-05-2002.
- 3.Judgement dated 23-07-2012 in C.C.No.17/2002 of Court of Spl.Judgement for ACB Cases, Visakhapatnam.
- 4.From the DG., ACB., Lr.No.133/RCA-WVP/1997, dt.30-10-2012.
- 5.Govt.Memo No.48716/Vig.I(1)/1999-11, dated 17-11-2012.
- 6.From DG., ACB., Hyd Lr.No.133/RC(A)-WVP/97, S11 dt.15-11-2013 .
- 7.Representation dated 7-10-2012 from Sri Y.Raja Rao, DCTO, (Retd.)

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Whereas in the reference 1st read above, the Director General, Anti-Corruption Bureau, has informed that a criminal case has been registered against Sri Y.Raja Rao, Deputy Commercial Tax Officer, Dondaparthy, Visakhapatnam on the allegations of acquisition of assets disproportionate to the known source of his legal income in Cr.No.8/Rc-WLR/97 under section 13 (2) read with 13 (1) (e) of Prevention of Corruption Act, 1988 and recommended for prosecution of the Accused Officer in Court of Law.

2. Whereas in the reference 2nd read above, permission has been accorded to permitting the Director General, Anti-Corruption Bureau to prosecute the Accused Officer, i.e., Sri Y.Raja Rao, Deputy Commercial Tax Officer, Dondaparthy, Visakhapatnam in a court of law on the allegations levelled against him. Accordingly, charge sheet has been filed by the Director General, Anti-Corruption Bureau in C.C.No.17/2002 before the Court of Special Court for ACB cases, Visakhapatnam.

3. And Whereas in the reference 3rd read above, the Special Court for ACB cases, Visakhapatnam has delivered judgement on 23-07-2012 in C.C.No.17/2002 and held that Sri Y.Raja Rao, Deputy Commercial Tax Officer, Dondaparthy, Visakhapatnam is not guilty for the offences punishable under section 13 (2) read with 13 (1) (e) of Prevention of Corruption Act, 1988 and acquitted him under section 248 (1) of Cr.P.C.

4. And Whereas based on the proposal received from the Director General, Anti-Corruption Bureau, in the reference 4th read above permission was accorded by the Government vide memo 5th read above, to file Criminal appeal against the trial court judgment dated 23-07-2012 in C.C.No.17/2012. Accordingly, the Director General, Anti-Corruption Bureau vide letter 6th read above, has filed Criminal Appeal No.21/2013 before the Hon'ble High Court challenging the orders of the trial court and the same is pending disposal.

P.T.O.,

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5. Whereas in the reference 7th read above, Sri Y.Raja Rao, Deputy Commercial Tax Officer, (Retd.,) while enclosing the judgement of the Special Court for ACB cases, Visakhapatnam has represented that he has been acquitted of the criminal case and requested to release his pension and pensionary benefits.

6. Now the Government after careful examination of the matter and also in the light of the judgement of the Hon`ble High Court of A.P., dated 28-01-2010 in 27607/2009 and batch cases, have decided and hereby release the pension and pensionary benefits to Sri Y.Raja Rao, Deputy Commercial Tax Officer, (Retd.,), without prejudice to the Criminal Appeal No.21/2012 filed by the Director General, Anti-Corruption Bureau against the trial court judgement dated 23-07-2012 in C.C.No.17/2012.

7. The Commissioner of Commercial Taxes shall take necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.P.SINGH
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri Y.Raja Rao, DCTO (Retd.,)
through Commissioner of Commercial Taxes, A.P., Hyderabad.
The Commissioner of Commercial Taxes, A.P., Hyderabad.

Copy to

The Secretary to VC, A.P. Vigilance Commission, Hyderabad.
The Director General, Anti-Corruption Bureau, A.P., Hyderabad.
The Director, of Treasuries & Accounts, Hyderabad.
The Accountant General, AP, Hyderabad.
The Revenue (CT.I) Dept.,
SF / SC.

//Forwarded :: By Order //

SECTION OFFICER.